

PATENT

Docket No. 62002-1751

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kevin P. Martin

Group No.: 1763

Serial No.: 09/855,972

Confirmation No.: 1603

Filed: May 15, 2001

Examiner: Hassanzadeh, Parvis

For: **Method and Apparatus for Low Energy Electron Enhanced Etching of Substrates in an AC or DC Plasma Environment**

Mail Stop Petition
Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR § 1.78(a)(3)

Dear Sir:

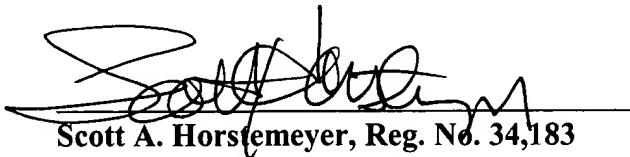
Applicants respectfully petition for a correction to the claim to priority in the above-referenced application. The present application was filed with a Preliminary Amendment, which did not perfect a claim to priority to U.S. Application Serial No. 08/705,902, now U.S. Patent No. 5,882,538 because the Preliminary Amendment failed to supply the necessary relationship to the present application and U.S. Pat. No. 5,882,538. The present application is a Continuation-In-Part of U.S. Pat. No. 5,882,538. Applicants have filed an Amendment after Allowance to amend the specification to provide the necessary relationship. The entire delay between the date the claim to priority was due under 37 CFR 1.78(a)(2)(ii) and the date the claim was filed was unintentional.

03/01/2004 AWONDAF1 00000065 09855972

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1330.00 OP

Applicants have enclosed form PTO 2038 authorizing payment in the amount of \$1,330.00. Applicants believe no other fee is due with this paper; however, if the Examiner determines a fee is required, the Commissioner is authorized to charge any requisite fee to Deposit Account No. 20-0778. In the event a Petition for an extension of time is required, this paper is to be considered such a petition.



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